

## Message Text

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ACTION DLOS-06

INFO OCT-01 IO-13 ISO-00 AF-08 ARA-06 EA-07 EUR-12 NEA-10

FEA-01 ACDA-07 AGR-05 AID-05 CEA-01 CEQ-01 CG-00

CIAE-00 CIEP-01 COME-00 DODE-00 DOTE-00 EB-07 EPA-01

ERDA-05 FMC-01 TRSE-00 H-02 INR-07 INT-05 JUSE-00

L-03 NSAE-00 NSC-05 NSF-01 OES-06 OMB-01 PA-01 PM-04

PRS-01 SP-02 SS-15 USIA-06 SAL-01 /158 W

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FM USMISSION USUN NEW YORK

TO SECSTATE WASHDC PRIORITY 8630

C O N F I D E N T I A L USUN 3207

FROM US LOS DEL

E.O. 11652: GDS

TAGS: PLOS

SUBJECT: UNCLOS III - DAILY REPORT. THIRD COMMITTEE 11 AUGUST 1976

1. THE DISCUSSION OF TERRITORIAL SEA STANDARD SETTING FOR VESSEL SOURCE POLLUTION CONTINUED. ELEVEN NATIONS SPOKE UP TO SUPPORT THE U.K. POSITION THAT SECTION TWO ARTICLE 20.2 AND SECTION THREE ARTICLE 21.3 REMAIN VIRTUALLY UNCHANGED. THE SUPPORT CAME FROM MARITIMES SUCH AS THE FRG AND JAPAN.

2. THE U.S. POSITION FOR COASTAL STATE RIGHTS TO SET MANNING, EQUIPMENT, DESIGN, AND CONSTRUCTION STANDARDS RECEIVED SUPPORT FROM CANADA, TRINIDAD AND TOBAGO, PRC, AND THE PHILIPPINES. UNFORTUNATELY TRINIDAD AND TOBAGO, THE PRC, AND THE PHILIPPINES ALSO SUPPORTED MALAYSIA'S PROPOSAL TO DELETE ARTICLE 42 (STRAITS SAFEGUARD ARTICLE).

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3. SOMALIA MADE AN INTERVENTION IN WHICH IT WAS AMBIGUOUS

ON ARTICLE 21.3 BUT CLEAR IN SUPPORT OF DELETION OF ARTICLE 42.

4. ON MARINE SCIENTIFIC RESEARCH, CHAIRMAN OF COMMITTEE III (YANKOV) CONVENED MEETING INFORMAL NEGOTIATING GROUP. TWENTY-SEVEN COUNTRIES WERE SPECIFICALLY INVITED BUT AS MEETING WAS OPEN-ENDED, THIRTY-TWO COUNTRIES ATTENDED. PROCEDURE ADOPTED WAS TO DISCUSS TERRITORIAL SEA-ARTICLE 57--AND THEN THE BASIC ECONOMIC ZONE ARTICLES--ARTICLES 60, 64 AND 65. YANKOV SET AUGUST 20 AS TARGET FOR COMPLETING THESE ARTICLES. REMAINDER OF MEETING DEVOTED TO DISCUSSION OF ARTICLE 57.

5. AT THE FIRST MEETING OF INFORMAL NEGOTIATING GROUP, YANKOV OUTLINED THREE MAIN TRENDS--ABSOLUTE CONSENT, MIXED REGIME WITH SAFEGUARDS AND "MODERATE TREND" SET FORTH IN RSNT. YANKOV FRANKLY ADMITTED RSNT WENT FURTHER THAN THE NEGOTIATIONS LAST SESSION BUT STATED THAT HE HAD TO TAKE INTO ACCOUNT THE VIEWS OF A LARGE BLOCK OF COUNTRIES. AUSTRALIA IN A LENGTHY INTERVENTION STRESSED MODERATION AND NOTED IMPACT OF MARINE SCIENTIFIC RESEARCH NEGOTIATIONS ON HIGH SEAS STATUS OF ECONOMIC ZONE. YANKOV STRONGLY ASSERTED THAT THE QUESTION OF HIGH SEAS STATUS OF ECONOMIC ZONE WAS MERELY ACADEMIC AKIN TO THE ANCIENT PROBLEM OF HOW MANY ANGLES COULD DANCE ON THE HEAD OF A PIN.

6. BRAZIL WHICH HAD SUGGESTED IN THE INFORMAL MEETINGS OF COMMITTEE III THAT AN ARTICLE SHOULD PROVIDE A CONSENT REGIME FOR TERRITORIAL SEA, ECONOMIC ZONE AND CONTINENTAL SHELF AGREED TO SEPARATE ARTICLES THAT THEY ARE WILLING TO CONSIDER MODALITIES FOR THE EXERCISE OF CONSENT IN THE ECONOMIC ZONE AND ON THE CONTINENTAL SHELF. REMAINING DISCUSSIONS REVOLVED AROUND AMENDMENTS TO ARTICLES DEALING WITH TERRITORIAL SEAS.  
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